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**SEP 05 2006**

**PATENT**

**Practitioner's Docket No. D-1147 RI**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **Jay Paul Drummond, et al.**  
 Application No.: **09/966,909**  
 Filed: **September 27, 2001**  
 Confirm. No.: **5701**  
 Title: **Automated Banking Machine System And Method**

Art Unit: **3624**

Primary Examiner: **Alain L. Bashore**

**Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD  
OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. 41.31)**

Appellants hereby request reinstatement of their appeal pursuant to 37 C.F.R. § 41.31. Appellants hereby appeal to the Board the decision of the Primary Examiner, mailed June 7, 2006, regarding rejected claims 1-20.

**1. STATUS OF APPLICANT**

This application is on behalf of other than a small entity.

**2. FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 41.20(b)(1), the fee for filing the Notice of Appeal is:

Other than a small entity	\$500.00
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Previously paid Notice of Appeal fee	\$500.00
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Notice of Appeal fee due	\$0.00	09/06/2006 TL0111 00000048 090428 09966909
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**3. EXTENSION OF TERM**

The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

**4. TOTAL FEE DUE**

The total fee due is:

Notice of Appeal fee \$0.00

**TOTAL FEE DUE \$0.00**

**5. FEE PAYMENT**

A fee (\$500) has already been paid for a previously filed Notice of Appeal. If necessary, please apply the previously paid fee herein.

**6. FEE DEFICIENCY**

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428 (Diebold Self-Service Systems).

If any additional fee for claims is required, charge Account No. 09-0428 (Diebold Self-Service Systems).

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**SIGNATURE OF PRACTITIONER**

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